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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
10/636,142	08/06/2003	Yoshihiro Ue	01232D/LH	2383	
1933	7590 11/03/2004		EXAMINER		
FRISHAUF, HOLTZ, GOODMAN & CHICK, PC 767 THIRD AVENUE			FINEMAN	FINEMAN, LEE A	
25TH FLOOR	- · <del>- · · · - · · · · · · · · · · · · ·</del>		ART UNIT	PAPER NUMBER	
NEW YORK,	NY 10017-2023		2872		

DATE MAILED: 11/03/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a imal rejection under 37 CFR 1.113 may only be either. (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued xamination (RCE) in compliance with 37 CFR 1.114.  **PERIOD FOR REPLY [check either a) or b)]    The period for reply expires 2 months from the mailing date of the Advisory Action, or (2) the date set forth in the final rejection. Whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the Advisory Action, or (2) the date set forth in the final rejection. ONLY CHECK THIS BOX WHEN THE IRRST REPLY WAS FILED WITHIN TYM OMONTHS OF THE FINAL REELECTION. See MPEP 708.07(0).  **PORTORY ONLY CHECK THIS BOX WHEN THE IRRST REPLY WAS FILED WITHIN TYM OMONTHS OF THE FINAL REELECTION. See MPEP 708.07(0).  **PERIOD FOR THE PROPER SECOND FOR THE PROPER SECOND FINAL SECOND FOR THE PROPER SECOND FOR THE PROPE SECOND FOR THE PROPER SECOND FOR THE PROPER SECOND FOR THE PROPE SECOND FOR THE PROPER SECOND FOR	. 60	Application No.	Applicant(s)					
### Examiner	Advisory Action	10/636,142	UE, YOSHIHIRO					
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	10. Other:							

Continuation Sheet (PTOL-303) 110/636;142

Application No.

Continuation of 2. NOTE: The new issues are at the least the proposed claim limitations directed to the objective lens arranged underneath the observation sample, the focus adjusting mechanism surrounding the objective lens and the displacement sensor including a target and a detector.

Continuation of 5. does NOT place the application in condition for allowance because: the claims as finally rejected do not distinguish the claimed system from the cited prior art.